

Attorney Docket No. B0801/7117

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF THERAPEUTICS

the specification of which is attached hereto unless the following is checked:

[X] was filed on 3	July 24, 1998, as United States Appl	ication No. 09/122,144 or P	CT	
International B0801/7117, ar	Application No.	(Include Series , bearing attorney do applicable).		
I hereby state that specification, inc.	t I have reviewed and understand the luding the claims, as amended by any	e contents of the above ider amendment referred to above	ntified ve.	
I acknowledge the application in acco	duty to disclose information which is predance with Title 37, Code of Feder	s material to the examinatical Regulations, §1.56.	ion of th	nis
§365(b) of any fore any PCT Internation listed below and ha certificate or PCT on which priority i	eign priority benefits under Title 3 ign application(s) for patent or in hal application designating at least ave also identified below any foreic International application having a is claimed: International Application(s) and any	ventor's certificate, or se one country other than the mapplication for patent or filing date before that of	ction 36 United invento the appl	5(a) of States or's ication 19 and
			_ []	[]
(Number)	(Country-if PCT, so indicate)	(DD/MM/YY Filed)	YES	NO
(32)			_ []	[]
(Number)	(Country)	(DD/MM/YY Filed)	YES	NO
(Number)	(Country)	(DD/MM/YY Filed)	_ [] YES	[] NO
I hereby claim the provisional applica	benefit under Title 35, United Stat tion(s) listed below:	es Code, §119(e) of any Uni	ted Stat	es
	(Application Number)	(filing date)		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56

(filing date)

(Application Number)

which became available between the filing date of the prior application and the national or PCT International filing date of this application:

08/899.856	July 24, 1997	Pending	
(Application No.)	(filing date)	(status-patented, pending	, abandoned)
08/578,171	December 29, 1995	Pending	
(Application No.)	(filing date)	(status-patented, pending	, abandoned)
08/364,159	January 17, 1995	Pending	
(Application No.)	(filing date)	(status-patented, pending	, abandoned)

PCT International Applications designating the United States:

(PCT Appl. No.) (U.S. Ser. No.) (PCT filing date) (status-patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

David Wolf	17,528	James H. Morris	34,681	John R. Van Amsterdam	40,212
George L. Greenfield	17,756	Peter C. Lando	34,654	Matthew B. Lowrie	38,228
Stanley Sacks	19,900	Gary S. Engelson	35,128	Michael G. Verga	39,410
Edward F. Perlman	28,105	Peter J. Gordon	35,164	Robert E. Rigby, Jr.	36,904
Lawrence M. Green	29,384	Randy J. Pritzker	35,986	Robert A. Skrivanek, Jr.	41,316
Steven J. Henry	27,900	Richard F. Giunta	36,149	Robert M. Abrahamsen	40,886
Therese A. Hendricks	30,389	Douglas R. Wolf	36,971	Lesley A. Hamlin	41,054
Edward R. Gates	31,616	Elizabeth R. Plumer	36,637	Mike W. Crosby	40,970
William R. McClellan	29,409	Timothy J. Oyer	36,628	Ivan D. Zitkovsky	37,482
Ronald J. Kransdorf	20,004	John N. Anastasi	37,765	Michele J. Young	P-43,299
M. Lawrence Oliverio	30,915	Helen C. Kindregan	39,248	Edward J. Russavage	P-43,069
James J. Foster	30,052	James M. Hanifin, Jr.	39,213	Alan B. Sherr	P-42,147
Charles E. Pfund	17,030	Christopher S. Schultz	37,929	John C. Gorecki	38,471
Jason M. Honeyman	31,624	Paul D. Sorkin	39,039	William G. Gosz	27,787

Address all telephone calls to Edward R. Gates at telephone no. (617) 720-3500. Address all correspondence to

Edward R. Gates
c/o Wolf, Greenfield & Sacks, P.C.,
Federal Reserve Plaza
600 Atlantic Avenue
Boston, MA 02210-2211

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's signature

Full name of sole or first inventor

Richard S. Blumberg -

Citizenship US

Residence (City and State, or City and Country for non-U.S. residence)

34 Lagrange Street, Chestnut Hill, MA 02167

Post Office Address: same as above

Inventor's signature
Full name of second or joint inventor Neil E. Simister
Citizenship UK
Residence (City and State, or City and Country for non-U.S. residence)
19 Aron Road, Wellesley, MA 02181
Post Office Address: same as above

Date

Date

Inventor's signature
Full name of sole or first inventor Wayne I. Lencer
Citizenship US
Residence (City and State, or City and Country for non-U.S. residence)
60 Louder Lane, Jamaica Plain, MA 02130
Post Office Address same as above

Attorney Docket No. B0801/7117

FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

RECEPTOR SPECIFIC TRANSPORTHELIAL TRANSPORT OF THERAPEUTICS

one production .	of which is attached hereto unless t	he following is checked	3	
International	uly 24, 1998, as United States Appl Application No. d was amended on(if		eries Code)	·
I hereby state that specification, incl	I have reviewed and understand the uding the claims, as amended by any	contents of the above amendment referred to	identified above.	
I acknowledge the c application in acco	luty to disclose information which i ordance with Title 37, Code of Feder	s material to the exami al Regulations, §1.56.	nation of t	his
•		5, United States Code,	3 + + 2 (14) - (14)	OL
\$365(b) of any fore any PCT Internation listed below and has certificate or PCT on which priority in PCT I	ign application(s) for patent or in- al application designating at least ve also identified below any foreig International application having a s claimed:	one country other than n application for paten filing date before that	the United t or invent of the app	State or's licati
§365(b) of any fore any PCT Internation listed below and ha certificate or PCT on which priority i	ign application(s) for patent or in- al application designating at least ve also identified below any foreig International application having a	one country other than n application for paten filing date before that	the United t or invent of the app 5 U.S.C. §§	State or's licati 119 an
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§365(b) of any fore any PCT Internation listed below and has certificate or PCT on which priority in Prior Foreign PCT In S65(a),(b):	ign application(s) for patent or in- al application designating at least we also identified below any foreig International application having a s claimed: nternational Application(s) and any	one country other than n application for paten filing date before that priority claims under 3	the United t or invent of the app 5 U.S.C. §§ Prior Cla:	State or's licati 119 an city imed []
§365(b) of any fore any PCT Internation listed below and has certificate or PCT on which priority in Prior Foreign PCT I 365(a),(b):	ign application(s) for patent or in- al application designating at least ve also identified below any foreig International application having a s claimed: nternational Application(s) and any (Country-if PCT, so indicate)	one country other than n application for paten filing date before that priority claims under 3 (DD/MM/YY Filed)	the United t or invent of the app 5 U.S.C. §§ Prior Cla: [] YES	State or's licati 119 an city imed [] NO []

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56

(filing date)

(filing date)

(Application Number)

(Application Number)

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08/364,159	January 17, 1995	Pending
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(PCT Appl. No.) (U.S. Ser. No.) (PCT filing date) (status-patented, pending, abandoned)

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Lawrence M. Green	29,384	Randy J. Pritzker	35,986	Robert A. Skrivanek, Jr.	•
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William R. McClellan	29,409	Timothy J. Oyer	36,628	Ivan D. Zitkovsky	37,482
Ronald J. Kransdorf	20,004	John N. Anastasi	37,765	Michele J. Young	P-43.299
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James J. Foster	30,052	James M. Hanifin, Jr.	39,213	Alan B. Sherr	P-42,147
Charles E. Pfund	17,030	Christopher S. Schultz	37,929	John C. Gorecki	38,471
Jason M. Honeyman	31,624	Paul D. Sorkin	39,039	William G. Gosz	27,787

.Address all telephone calls to Edward R. Gates at telephone no. (617) 720-3500. Address all correspondence to

Edward R. Gates c/o Wolf, Greenfield & Sacks, P.C., Federal Reserve Plaza 600 Atlantic Avenue Boston, MA 02210-2211

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's signature

Date

Full name of sole or first inventor Richard S. Blumberg

Citizenship US

Residence

ship US

(City and State, or City and Country for non-U.S. residence) 34 Lagrange Street, Chestnut Hill, MA 02167

Post Office Address: same as above

12.7.98

Date

Date

Inventor's signature

Full name of second or joint inventor Neil E. Simister

Citizenship UK

Residence (City and State, or City and Country for non-U.S. residence)
19 Ayon Road, Wellesley, MA 02181
Post Office Address: same as above

Inventor's signature

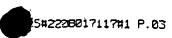
Full name of sole or first inventor Wayne I. Lencer

Citizenship US (City and State, or City and Country for non-U.S. residence) Residence

60 Louder Lane, Jamaica Plain, MA 02130

Post Office Address same as above

LIDLF GREENFIELD SACKS617 973 9554





Atty. Docket No. B0801/7117 (ERG)

Applicant or Patentee: Blumberg et al. Serial or Patent No.;

Filed or Issued:

09/122,144 July 24, 1998

For:

RECEPTOR SPECIFIC TRANSPITHEFIAL TRANSPORT OF

THERAPEUTICS

DECLARATION CLAIMING SMALL ENTITY STATUS (SMALL BUSINESS CONCERN)

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN:

Epithelial Delivery, Inc. 34 Arlington Street

ADDRESS OF CONCERN:

Winchester, Massachusetts 01890

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF THERAPEUTICS by inventor(s), Richard Blumberg et al., described in

l the specification filed	herewith
[X] application serial no	09/122,144, filed July 24, 1998 issued

If the rights held by the small business concern are not exclusive, each individual concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

	no such person, concern, or organization
[]	persons, concerns or organizations listed below-

"NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

-1-

which became available between the filing date of the prior application and the national or PCT International filing date of this application:

08/899.856	July 24, 1997	Pending
(Application No.)	(filing date)	(status-patented, panding, abandoned)
08/576,171	December 29, 1995	Pending
(Application No.)	(filing date)	(status-patented, pending, abandoned)
08/354.159	January 17, 1998	Panding
(Application No.)	(filing date)	(status-patented, pending, abandoned)

PCT International Applications designating the United States:

(PCT filing date) (status-putented, pending, abandoned) (U.s. Ser. No.) (PCT Appl, No.)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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william R. McClellan		John N. Anastasi	37.765	Michele J. Young	D-43,299
Ronald J. Kransdorf	20,004	Helen C. Kindregen	39,245	Edward J. Russavege	P-43,059
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James J. Foster	30,052	James W. Hamifin, Jr.	37.929	John C. Goracki	35,471
Charles E. Ffund	17,030	Christopher 6. Schults		William G. Goss	27,787
Jason M. Monayman	31,624	Paul D. Bozkin	39,039	M7777811 G. GOND	4.,

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> Edward R. Gatos o/o Wolf, Greenfield & Sacks, P.C.. Federal Reserve Flata 600 Atlantic Avenue Boston, HA 02210-2311

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Inventor's signature

Full name of sole or first inventor Richard 6, Blumberg

US Citisenship

(City and State, or City and Country for non-U.S. residence) Residence

34 Lagrange Street, Chestnut Hill, MA 03167

Post Office Address: same as above

Date

Inventor's signature

Pull name of second or joint inventor Well E. Simiater

Citisenehip UK

Residence (City and State, or City and Country for non-0.2. residence)
19 Avon Acad, Wellesley, MA 02181
Poet Office Address: some as above

Full name of able or first inventor Wayne I. Lancer

(City and State, or City and Country for non-U.S. residence) 60 Louder Lane, Jameica Plain, MA 02130

Post Office Address some as above

** TOTAL PAGE. 04 **



Attorney Docket No. B0601/7117

TION FOR PATRICI APPLICATION

As a below named inventor, I hereby declare that:

BOSQ1/7117, and was amended on

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF TRERAPEUTICS

(X)	was filed on July 24, 1998, as United States	a Application No. 09/122,144 or PCT (Include Meries Code)
	International Application No.	, bearing attorney docket No. (if applicable).

the specification of which is attached hereto unless the following is chacked:

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, \$1.56.

I hereby claim foreign priority benefits under Title 33, United States Code, \$119(a)-(d) or #365(b) of any foreign application(s) for patent or inventor's certificate, or section 365(a) of any PCT International application designating at least one country other than the United States listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing data before that of the application on which priority is claimed.

Prior Foreign PCT International Application(s) and any priority claims under 35 U.S.C. 88119 and

365(a),(b):			Prio: Clas	
(Mumber)	(Country-18 PCT, so indicate)	(DD/MM/YY Filod)	()	[] МО
	(Countxy)	(DD/MM/YY Filed)	82¥	ио ()
(Number)	(country)		[]	()
(Number)	(Country)	(DD/MK/YY Filed)	123	•••

I hereby claim the benefit under Title 15, United States Code, El19(e) of any United States provisional application(s) listed below:

(Application Number)	(filing date)		
(Application Number)	(filing date)		

I hereby claim the benefit under Title 35, United States Code, \$120 of any United States application(s), or \$365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.56 **NOC. 50** LIDLE GREENFIELD SACKS617 973 9554 5#22**08017117#1** P.04

U.S. Serial No. 09/122.144

Atty. Docket No. B0801/7117 (ERG)

FULL NAME

Branders University

ADDRESS

P.O. Box 9117, Waltham, MA 02254

[]INDIVIDUAL [] SMALL BUSINESS CONCERN

[x] NONPROPIT ORGANIZATION

FULL NAME ADDRESS

The Brigham and Women's Hospital, Inc.

75 Francis Street, Boston, MA 02215

[] INDIVIDUAL [] SMALL BUSINESS CONCERN [x] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful falso statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any putent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

ADDRESS OF PERSON SIGNING:

Garon Bohlin

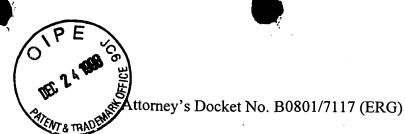
TITLE OF PERSON IF OTHER THAN OWNER: Acting President and Chief Executive Officer

Epithelial Delivery, Inc. 34 Arlington Street

Winchester, Massachusetts 01890

218503.1

** TOTAL PAGE. 04 **



Applicant or Patentee:

Blumberg et al.

Serial or Patent No.:

Filed or Issued:

09/122,144 July 24, 1998

For:

RECEPTOR **SPECIFIC** TRANSEPITHELIAL

TRANSPORT

OF

THERAPEUTICS

DECLARATION CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(e) and 1.27(d) - NONPROFIT ORGANIZATION)

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: Brandeis University

ADDRESS OF ORGANIZATION: PO Box 9117, Waltham, MA 02254

TYPE OF ORGANIZATION:

- [] UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
 - [x] TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c) (3))]
 - [] NONPROFIT SCIENTIFIC OR EDUCATION UNDER STATUTE OR STATE OF THE UNITED STATES OF AMERICA

(NAME OF STATE)

(CITATION OF STATUTE)

- [] WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c) (3) IF LOCATED IN THE UNITED STATES OF **AMERICA**
- [] WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATION UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA

(NAME OF STATE)

(CITATION OF STATUTE)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code with regard to the invention entitled RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF THERAPEUTICS by inventor(s), Blumberg et al., described in

[] the specification filed herewith	
[x] application serial no <u>09/122,144</u> , filed <u>July 24, 1998</u> .	٠.
[] patent no, issued	

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

[] no such person, concern, or organization

[x] persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME

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ADDRESS

75 Francis Street, Boston, MA 02215

[] INDIVIDUAL

[] SMALL BUSINESS CONCERN

[x] NONPROFIT ORGANIZATION

FULL NAME

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ADDRESS

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[] INDIVIDUAL [x] SMALL BUSINESS CONCERN [] NONPROFIT ORGANIZATION

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NAME OF PERSON SIGNING: Sheryl Greenberg, Ph.D.

TITLE IN ORGANIZATION: Intellectual Property Manager

ADDRESS OF PERSON SIGNING: Brandeis University, PO Box 9117, 415 South Street, Waltham 02254

Date



Atty. Docket No. B0801/7117 (ERG)

Applicant or Patentee:

Blumberg et al.

Serial or Patent No.: Filed or Issued:

09/122,144 July 24, 1998

For:

RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF THERAPEUTICS

DECLARATION CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(e) and 1.27(d) - NONPROFIT ORGANIZATION)

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION:

The Brigham and Women's Hospital, Inc.

ADDRESS OF ORGANIZATION:

75 Francis Street

Boston, MA 02115

TYPE OF ORGANIZATION:

[]	UNIVERSITY	OR OTHER	INSTITUTION OF	HIGHER EDUCATION
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[x] TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c) (3))]

[] NONPROFIT SCIENTIFIC OR EDUCATION UNDER STATUTE OR STATE OF THE UNITED STATES OF AMERICA

(NAME OF STATE)

(CITATION OF STATUTE)

- [] WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) and 501(c) (3) IF LOCATED IN THE UNITED STATES OF AMERICA
- WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATION UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA (NAME OF STATE)

(CITATION OF STATUTE)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code with regard to the invention entitled RECEPTOR SPECIFIC TRANSEPITHELIAL TRANSPORT OF THERAPEUTICS by inventor(s), Blumberg et al., described in

[] the specification filed herewith	
[x] application serial no 09/122.144, fil	ed <u>July 24, 1998</u> .
[] patent no, issued	

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

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[x] persons, concerns or organizations listed below*

U.S. Serial No. 09/122,144

Atty. Docket No. B0801/7117 (ERG)

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME

Brandeis University

ADDRESS

PO Box 9117, Waltham, Massachusetts 02254

[] INDIVIDUAL [] SMALL BUSINESS CONCERN [x] NONPROFIT ORGANIZATION

FULL NAME

Epithelial Delivery, Inc.

ADDRESS

34 Arlington Street, Winchester, Massachusetts 01890

[]INDIVIDUAL

[x] SMALL BUSINESS CONCERN

[] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

Brian Hicks

TITLE IN ORGANIZATION:

Director, Ventures Department

ADDRESS OF PERSON SIGNING:

The Brigham & Women's Hospital, Inc.

75 Francis Street, Boston, MA 02115

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